REGULATORY REVIEW AND EVALUATION ACT:

EVALUATION REPORTS DUE APRIL 1, 2019 FOR:

Subtitle 45 MARYLAND COMMUNITY HEALTH RESOURCES

Subtitle 46 BOARD OF OCCUPATIONAL THERAPY PRACTICE

Subtitle 53 BOARD OF NURSING—ELECTROLOGY PRACTICE COMMITTEE

Subtitle 54 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN,

INFANTS, AND CHILDREN (WIC)

Subtitle 55 STATE BOARD OF SPINAL CORD INJURY RESEARCH

Subtitle 56 BOARD OF DIETETIC PRACTICE

Subtitle 57 BOARD FOR CERTIFICATION OF RESIDENTIAL CHILD CARE

PROGRAM ADMINISTRATORS

Subtitle 58 BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS

Subtitle 59 CATASTROPHIC HEALTH EMERGENCIES

Subtitle 60 BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS

Subtitle 61 HEALTH ENTERPRISE ZONE INITIATIVE

Subtitle 62 NATALIE LAPRADE MEDICAL CANNABIS COMMISSION

Subtitle 63 COMMUNITY-BASED BEHAVIORAL HEALTH PROGRAMS & SERVICE

Subtitle 64 BOARD OF NURSING — LICENSED DIRECT-ENTRY MIDWIVES

Subtitle 65 BOARD OF MASSAGE THERAPY EXAMINERS

SUBMITTED BY:

Maryland Department of Health
Office of Regulation and Policy Coordination
201 W. Preston Street, Room 512
Baltimore, Maryland 21201
Phone: (410) 767-6499

Phone: (410) 767-6499

Email: mdh.regs@maryland.gov

EVALUATION REPORTS

2	
Subtitle 45 MARYLAND COMMUNITY HEALTH RESOURCES COMMISSION	
10.45.02 Officers and Staff	No Action
10.45.03 Committees	Amendment
10.45.04 Meetings	Amendment
10.45.05 Community Health Resources	Amendment
10.45.06 Community Health Resources Grants	Amendment
10.45.07 Selection Criteria and Funding Priorities	No Action
10.45.08 Selection Process	Amendment
10.45.09 Emergency Grant Funding	Repeal
10.75.07 Emergency Grant Funding	Repear
Subtitle 46 BOARD OF OCCUPATIONAL THERAPY PRACTICE	
10.46.01 General Regulations	No Action
10.46.02 Code of Ethics	No Action
10.46.03 Procedure for Board Hearings	No Action
10.46.05 Collection of Fees	No Action
Subtitle 53 BOARD OF NURSING—ELECTROLOGY PRACTICE COMMITTEE	
10.53.06 Electrology Program	Amendment
10.53.08 Instruments and Procedures	No Action
10.53.09 Sterilization Procedures	No Action
10.53.10 Advertising	No Action
C. LAME STOREGIAL CURRENTAL NUTRITION PROCESS CON TOR WOMEN INCANTS	AND
Subtitle 54 SPECIAL SUPPLEMENTAL NUTRITION PROGRAM FOR WOMEN, INFANTS,	AND
CHILDREN (WIC) 10.54.01 Eligibility, Participation, and Benefits	Amendment
10.54.01 Englothty, Participation, and Benefits 10.54.02 Local Agency	Amendment
10.54.02 Local Agency	Amenament
Subtitle 56 BOARD OF DIETETIC PRACTICE	
10.56.01 Licensure	No Action
10.56.02 Fees	No Action
10.56.03 Code of Ethics	No Action
10.56.04 Hearing Procedures	No Action
10.56.05 Continuing Education	No Action
10.56.06 Compelling Purpose Disclosure	No Action
10.56.07 Advertising	No Action
10.56.08 Tax Compliance Regulations	No Action
Subtitle 57 BOARD FOR CERTIFICATION OF RESIDENTIAL CHILD CARE PROGRAM	
ADMINISTRATORS	
10.57.04 Continuing Education	No Action
10.57.05 Code of Ethics	No Action
10.57.06 Hearing Procedures	No Action
10.57.08 Compelling Purpose Disclosures	No Action
10.57.09 Tax Compliance Regulations	No Action
Subtitle 58 BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS	
10.58.01 General Regulations	No Action
10.58.03 Code of Ethics	No Action
10.58.04 Hearing Procedures	No Action
10.58.05 Continuing Education	No Action
10.58.06 Licensure by Waiver	Repeal
10.58.10 Compelling Purpose Disclosure	No Action

10.58.11 Advanced Assessment Activities

Subtitle 59 CATASTROPHIC HEALTH EMERGENCIES

10.59.01 Care of Individuals Isolated or Quarantined Due to a Deadly Agent

No Action

No Action

EXEMPTIONS REQUESTED

In accordance with State Government Article, §10-132-1, Annotated Code of Maryland, the Secretary of DHMH has certified to the Governor and the AELR Committee that a review of the following chapters would not be effective or cost-effective and therefore are exempt from the review process based on the fact that they were either initially adopted (IA), comprehensively amended (CA) during the preceding 8 years, or Federally mandated (FM):

	Subtitle -	45 MARYLAND	COMMUNITY HEAL	TH RESOURCES COMMISSION
--	------------	-------------	----------------	-------------------------

10.45.01 Purpose and Definitions

CA 7-23-12

Subtitle 46 BOARD OF OCCUPATIONAL THERAPY PRACTICE

10.46.04 Continuing Competency Requirement	CA: 2-29-16 & 10-23-17
10.46.06 Competency Requirements for Physical Agent Modalities	CA: 9-14-15
10.46.07 Sanctioning Guidelines	CA: 10-23-17

Subtitle 53 BOARD OF NURSING—ELECTROLOGY PRACTICE COMMITTEE

Bublic 33 BOTTED OF WORSHITE COBCOTTON	WELLER COMMITTEE
10.53.01 Definitions	CA 7-2-18
10.53.02 Licensure	CA 2-13-17
10.53.03 Electrology Examination	CA 7-2-18
10.53.04 Continuing Education	CA 8-19-13
10.53.05 Standard's of Practice and Conduct	CA 12-11-14
10.53.07 Electrologist's Office	CA 7-2-18
10.53.11 Rehabilitation Committee	CA 7-2-18
10.53.12 Fees	CA 8-19-13

Subtitle 54 SPECIAL SUPP. NUTRITION PROGRAM FOR WOMEN, INFANTS, & CHILDREN (WIC)

10.54.03 Retail Food and Pharmacy Vendors

CA 3-13-17

Subtitle 55 STATE BOARD OF SPINAL CORD INJURY RESEARCH

10.55.01 Administration of Spinal Cord Injury Trust Fund

CA 3-26-18

Subtitle 56 BOARD OF DIETETIC PRACTICE

10.56.09 Disciplinary Sanctions and Monetary Penalties

CA 4-16-12

Subtitle 57 BOARD FOR CERTIFICATION OF RESIDENTIAL CHILD CARE PROGRAM PROF.

10.57.01 Definitions	CA 11-7-16
10.57.02 Certification —Residential Child Care Program Administrators	CA 11-7-16
10.57.03 Certification —Residential Child and Youth Care Practitioners	CA 11-7-16
10.57.07 Fees	CA 9-14-15
10.57.10 Disciplinary Sanctions and Monetary Penalties	IA 6-11-12

Subtitle 58 BOARD OF PROFESSIONAL COUNSELORS AND THERAPISTS

	10.58.02 Fees	CA 9-28-15
	10.58.07 Alcohol & Drug Counselors—Req. for Certification & Licensure	CA 7-22-13
	10.58.08 Marriage & Family Therapists— Req. for Certification & Licensure	CA 4-28-14
	10.58.09 Disciplinary Sanctions and Monetary Penalties	CA 11-11-13
	10.58.12 Supervision Requirements	CA 8-22-11
	10.58.13 Supervision Req. for Lic. Grad. Alcohol & Drug Counselors & Graduate-Level Trainees	IA 11-11-13
	10.58.14 Supervision Req. for Certified Alcohol & Drug Counselors & Trainees Pursuing Cert.	IA 11-11-13
	10.58.15 Supervision Req. for Lic. Clinical Marriage & Family Therapists & Lic. Graduate Marriage	& Family
88	Therapists	IA: 4-28-14
	10.58.16 Behavior Analyst Advisory Committee	IA: 5-22-17

Subtitle 60 BOARD OF ENVIRONMENTAL HEALTH SPECIALISTS	
10.60.01 General Regulations	CA 11-9-15
10.60.02 Licensing Procedures	CA 11-9-15
10.60.03 Continuing Education	CA 11-9-15
10.60.04 Rules of Procedure for Board Hearings	CA 3-13-17
10.60.05 Code of Ethics	IA 4-15-13
10.60.06 Fee Schedule	IA 3-13-17
10.60.07 Compelling Public Purpose Disclosure	IA 4-15-13
Subtitle 61 HEALTH ENTERPRISE ZONE INITIATIVE	
10.61.01 Health Enterprise Zone Tax Credits	IA 4-28-14
Subtitle 62 NATALIE LAPRADE MEDICAL CANNABIS COMMISSION	
10.62.01—10.62.35	IA 9-14-15
Subtitle 63 COMMUNITY-BASED BEHAVIORAL HEALTH PROGRAMS AND SERVICES	
10.63.01—10.63.06	IA 7-1-16
10.63.07 Outpatient Civil Commitment (OCC) Pilot Program	IA 11-6-17
Subtitle 64 BOARD OF NURSING — LICENSED DIRECT-ENTRY MIDWIVES	
10.64.01 Practice of Licensed Direct-Entry Midwives	IA 12-19-16
Subtitle 65 BOARD OF MASSAGE THERAPY EXAMINERS	
	A or CA 1-2-17

CHAPTERS THAT HAVE BEEN REPEALED

Subtitle 53 BOARD OF NURSING—ELECTROLOGY PRACTICE COMMITTEE 10.53.13 Examination for Special Needs Applicants 10.53.14 Monetary Penalties

Chapter Codification: 10.45.02
Chapter Name: Officers and Staff
Authority: Health-General Article, § 19-2107, Annotated Code of Maryland
Date Originally Adopted or Last Amended: February 12, 2007
Purpose: This chapter establishes the method of appointment and powers of the Commission Chair, the number and method of appointment of Commission members, the appointment and duties of the Commission's Executive Director, and the employment of a staff.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes N
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website. The Commission did not receive any public comments relevant to this chapter.
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
None.
(3) Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register;

(c) any notice posted on the unit's website or on a Statewide website created for units to post notices of

regulation review;
(d) any mailing by the adopting authority; and

(b) any notice published in newspapers of general circulation;

	(e) any public hearing held.
	All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	The Commission did not receive any public comments related to this chapter.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	None.
(6)	Provide a summary of any relevant scientific data gathered.
	None.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or t federal government.
	Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York Stat Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Burea of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
(8)	Provide a summary of any other relevant information gathered.
	None.
sta	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or ndards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? X Yes X No

Has the agency promulgated all regulations required by recent legislation? X Yes No
Provide explanations of the above responses, as needed:
No legislation has been enacted recently on the topics covered by this chapter.
Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) XX no action
ammary:
This chapter continues to be supported by statutory authority and is effective in accomplishing its intende purpose. Therefore, no action is required at this time.
Person performing review: Mark Luckner
Title: Executive Director

 $_{S}\mathcal{E})$

Chapter	Codifica	tion:	10.45.03
Chapter	Name:	Comn	nittees
Authorit	y: He	alth-Ger	eral Article, §§ 19-2107 and 19-2110, Annotated Code of Maryland
Date Ori	ginally A	Adopted	or Last Amended: February 12, 2007
Purpose:	comm Fundi Comm	nittees. ng, the onittee or	letails the Commission's powers to appoint and administer standing and ad hoc Current standing committees include the Committee on Capital and Operational Committee on Hospital and Community Health Resource Relations, the School-Based Community Health Clinic Center Expansion, and the Committee mation Systems.
A. Revi 01.01.30		eria. (Sta	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR
(1) E	o the reg	gulations	continue to be necessary for the public interest? X Yes No
(2) E	o the reg	gulations	s continue to be supported by statutory authority and judicial opinion? X Yes No
			s obsolete or otherwise appropriate for amendment or repeal? X Yes No
(4) A	are the re	gulation	s effective in accomplishing their intended purpose? X Yes No
B. Outr	each an	d Resea	rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
			ders invited to review the regulations and provide a summary of their participation in review process.
	of 2018.	Public	rties were invited to submit public comments over a six-week period in the spring comments were solicited via a notice posted in the Maryland Register and on the rebsite. The Commission did not receive any public comments relevant to this
			ected agencies that were invited to review the regulations and provide a summary of in and input into the review process.
	None.		
100000000000000000000000000000000000000			ess used to solicit public comment, including: lished in the Maryland Register;

- (b) any notice published in newspapers of general circulation;(c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;

(d) any mailing by the adopting authority; and (e) any public hearing held.
All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.
Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
The Commission did not receive any public comments related to this chapter.
Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
None.
Provide a summary of any relevant scientific data gathered.
None.
Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
Provide a summary of any other relevant information gathered.

Has the agency promulgated all regulations required by recent legislation? Provide explanations of the above responses, as needed:	X Yes No	
No legislation has been enacted recently on the topics covered by this chap	oter.	
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annot (check all that apply)	tated Code of Maryland)	
XX amendment		
Summary:		
Although COMAR 10.45.03.01 (Standing Committees) requires the Commission to appoint four standing committees from among its members, the Commission has never appointed any standing committee. After review and deliberation, the Commission concluded that except for the Committee on Capital and Operational Funding, the remaining standing committees were obsolete since their functions are accomplished either by the Commission itself during regular meetings or by other public bodies, such as the Maryland Council on Advancement of School-Based Health Centers. Moreover, the Commission concluded that the use of ad hoc committees is a viable alternative to standing committees. Accordingly, the Commission will amend this chapter to eliminate three of the four standing committees under Regulation .01, leaving only the standing Committee on Capital and Operational Funding. Regulation .02 of this chapter (governing ad hoc committees) will remain unchanged.		
Person performing review:	Mark Luckner	
Title:	Evacutiva Director	

Chapter C	odification:	10.45.04
Chapter N	lame: Meetin	ngs
Authority	Health-Ger	neral Article, §§ 19-2106 and 19-2107, Annotated Code of Maryland
Date Orig	inally Adopted	or Last Amended: February 12, 2007
Purpose:	of a standing	sets forth the rules governing the Commission's meetings, as well as any meeting committee, including the establishment of a quorum, the number of meetings to year, voting, and the recording and publication of meeting minutes.
A. Revie 01.01.300		ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR
(1) Do	the regulations	s continue to be necessary for the public interest? X Yes No
(2) Do	the regulation	s continue to be supported by statutory authority and judicial opinion? X Yes No
		ns obsolete or otherwise appropriate for amendment or repeal? X Yes No No No
		rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
(1) List any stakeholders invited to review the regulations and provide a summary of their partiand input into the review process.		
	of 2018. Public	arties were invited to submit public comments over a six-week period in the spring comments were solicited via a notice posted in the Maryland Register and on the website. The Commission did not receive any public comments relevant to this
(2) L th	ist any other afl eir participatior	fected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.
1	None.	
(a (b (c) any notice pul) any notice pul) any notice pos regulation rev	cess used to solicit public comment, including: blished in the Maryland Register; blished in newspapers of general circulation; sted on the unit's website or on a Statewide website created for units to post notices of view; by the adopting authority; and

- (e) any public hearing held.

		All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.
	2.6	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
		The Commission did not receive any public comments related to this chapter.
	(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
		None.
	(6)	Provide a summary of any relevant scientific data gathered.
		None.
		Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
		Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
	(8)	Provide a summary of any other relevant information gathered.
		None.
C.	sta	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or indards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No
	Ha	s the agency promulgated all regulations required by recent legislation? X Yes No
	Pro	wide explanations of the above responses, as needed:

No legislation has been enacted recently on the topics covered by this chapter.

D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply)

XX amendment

Summary:

Most of the language in this chapter is derived directly from statute, including the requirement that the Commission meet at least six times per year and that a majority of the full authorized membership of the Commission is a quorum. The language in this chapter largely continues to be supported by statutory authority and is effective in accomplishing its intended purpose, with one exception. The language in Regulation .01, subsection C(3), which states that "[t]he Commission may not act on any matter unless at least six members in attendance concur," is confusing and appears to be in conflict with section 19-2106(a)(2) of the Health-General Article, which states that "[t]he decision of the Commission shall be by a majority of the quorum present and voting." Accordingly, the Commission will amend Regulation .01 to remove the language under subsection C(3).

Person performing review:

Mark Luckner

Title:

Executive Director

Chapter Codification: 10.45.05		ion:	10.45.05	
Chapter Name: Community Health Resources			nunity Health Resources	
Authori	ty: Hea	alth-Ger	neral Article, §§ 19-2107, 19-2109, and 19-2201, Annotated Code of Maryland	
Date Or	iginally A	dopted	or Last Amended: Last amended on July 23, 2012	
Purpose	resour	ce unde	sets forth the rules governing how an entity may qualify as a community health er sections 19-2101(d)(1) and 19-2109(a)(1) and (2) of the Health-General Article, guidelines governing the sliding scale fee schedule requirement.	
	iew Crite 002.20E)	ria. (St	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1)	Do the reg	gulations	s continue to be necessary for the public interest? X Yes No	
(2)	Do the reg	gulation	s continue to be supported by statutory authority and judicial opinion? X Yes No	
(3)	(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? X Yes No			
(4)	Are the re	gulatior	ns effective in accomplishing their intended purpose? X Yes No	
B. Out	B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)			
	 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
	of 2018.	Public sion's v	arties were invited to submit public comments over a six-week period in the spring comments were solicited via a notice posted in the Maryland Register and on the website. The Commission received one public comment from the National Capital	
			fected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.	
	None.			
	(a) any no (b) any no (c) any no regula (d) any m	otice pul otice pul otice pos otion rev ailing b	cess used to solicit public comment, including: blished in the Maryland Register; blished in newspapers of general circulation; sted on the unit's website or on a Statewide website created for units to post notices of view; by the adopting authority; and aring held.	

All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.

- (4) Provide summaries of:
 - (a) all comments received from stakeholders, affected units, or the public; and
 - (b) the adopting authority's responses to those comments.

The Commission received one public comment related to this chapter. The National Capital Poison Center submitted the following comment:

"Expand CHRC's definition of a community health resource so that organizations that provide free services to the public and health care professionals, and that serve as valuable community resources can be considered for CHRC grant funding."

The Poison Center explained that the requirement for a sliding scale fee schedule could potentially exclude from consideration for grant funding all organizations that provide services free of charge to their clients.

After deliberation, the Commission determined that an organization providing primary care services and/or access care services free of charge to all clients meets the requirement under the existing guidelines for a sliding scale fee schedule in COMAR 10.45.05.05. The bottom of the sliding scale fee schedule includes services that are provided free of charge regardless of income or ability to pay. There is no requirement to charge a fee if the organization chooses to provide services at no charge. Therefore, in the Commission's view, organizations that provide free services meet the sliding scale fee schedule requirement.

(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.					
	None.					

(6) Provide a summary of any relevant scientific data gathered.

None.	

(7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.

Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, *i.e.*, hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, *i.e.*, expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.

	(8) Provide a summary of any other relevant information gathered.
	None.
C.	Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:
	No legislation has been enacted recently on the topics covered by this chapter.
n	

XX amendment

(check all that apply)

Summary:

The language in this chapter is derived from sections 19-2101(d)(1) and 19-2109(a)(1) and (2) of the Health-General Article, which authorize the Commission to establish, via regulation, the criteria to qualify as a community health resource, including the services that a community health resource shall provide in order to be eligible to receive grant funding. Regulations .02, .03, and .04 of this chapter set forth three "categories" of qualifying community health resources, namely those that provide "primary health care services," those that provide "access services," and those that are specifically designated by the Commission as community health resources (identified as the "designee services" category). Regulation .05 of this chapter sets forth the guidelines for the required sliding scale fee schedule. Upon review, the Commission believes that the terms "primary care services" and "access services," as used in Regulations .02 and .03, respectively, are somewhat ill-defined, which has led to confusion among potential grant applicants. The Commission will amend Regulations .02 and .03 to simplify and clarify the definitions and standards for qualification as a "primary care services" and "access care" community health resource. The Commission will also amend Regulation .04 to eliminate obsolete provisions and to eliminate section C, which states that a person who is a "designated" community health resource qualifies as a community health resource "without regard" to the sliding scale fee schedule requirement. This provision violates section 19-2101(d)(1) of the Health-General Article, which requires that all community health resources provide services "on a sliding scale fee schedule and without regard to an individual's ability to pay." Regulation .05 will be amended to make it clear that the sliding scale fee schedule applies to community health resources that qualify under Regulation .04, i.e., the "designee services" category.

Person	performing	review:
LCISOII	performing	icvicw.

Mark Luckner

Title:

Executive Director

Chapter Codification: 10.45.06		tion:	10.45.06
Chapter Name: Community Health Resource Grants			
Authority:	He	alth-Gei	neral Article, §§ 19-2107, 19-2109, and 19-2201, Annotated Code of Maryland
Date Origi	nally A	Adopted	or Last Amended: Last amended on February 12, 2007
Purpose:			establishes rules governing the Commission's procedures for soliciting grant well as an applicant's letter of intent, grant application, and grant proposal.
A. Review 01.01.3002		eria. (St	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR
(1) Do	the reg	gulation	s continue to be necessary for the public interest? X Yes No
(2) Do	the reg	gulation	s continue to be supported by statutory authority and judicial opinion? X Yes No
(3) Are	the re	gulation	ns obsolete or otherwise appropriate for amendment or repeal? X Yes No
(4) Arc	the re	gulation	ns effective in accomplishing their intended purpose? X Yes No
B. Outrea	ich an	d Resea	rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
			ders invited to review the regulations and provide a summary of their participation in review process.
C	f 2018.	Public ssion's v	orties were invited to submit public comments over a six-week period in the spring comments were solicited via a notice posted in the Maryland Register and on the vebsite. The Commission did not receive any public comments relevant to this
			ected agencies that were invited to review the regulations and provide a summary of in and input into the review process.
N	one.		
(a) (b) (c) (d) (e)	any no any no any no regula any m any pu	otice publice publice position revailing bublic hear	y the adopting authority; and aring held.
o	f 2018.		arties were invited to submit public comments over a six-week period in the spring comments were solicited via a notice posted in the Maryland Register and on the vebsite.

The Commission did not receive any public comments related to this chapter. (5) Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict. None. (6) Provide a summary of any relevant scientific data gathered. None. (7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government. Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved committies, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (RSAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (RIKSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with t			Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
None. (6) Provide a summary of any relevant scientific data gathered. None. (7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government. Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No			The Commission did not receive any public comments related to this chapter.
(6) Provide a summary of any relevant scientific data gathered. None. (7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government. Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., expailal/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (IRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No		(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
None. (7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government. Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No	*		None.
(7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government. Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation?		(6)	Provide a summary of any relevant scientific data gathered.
Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process. i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:			None.
Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, i.e., hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, i.e., expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies. (8) Provide a summary of any other relevant information gathered. None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:			AND AND CONTROL OF THE CONTROL OF TH
None. C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:			Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making
C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:		(8)	Provide a summary of any other relevant information gathered.
standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No Has the agency promulgated all regulations required by recent legislation? X Yes No Provide explanations of the above responses, as needed:			None.
No legislation has been enacted recently on the topics covered by this chapter.	C.	star Adı Has	idards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No Sthe agency promulgated all regulations required by recent legislation? X Yes No
		[]	No legislation has been enacted recently on the topics covered by this chapter.

D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply)

XX amendment

Summary:

This chapter continues to be supported by statutory authority and is effective in accomplishing its intended purpose. The Commission will amend Regulation .02C(2) of this chapter to eliminate the 250-word limit on the description of the proposed project that must be included in an applicant's letter of intent. The Commission has never strictly enforced the 250-word limit and believes that the preceding language, requiring that the project description be "succinct," is enough.

Person performing review:	Mark Luckner	
Title:	Executive Director	

Chapter	Codificat	ion:	10.45.07	
Chapter	Name: [Select	ion Criteria and Gra	nt Funding
Authorit	y: Hea	ılth-Gen	eral Article, §§ 19-	2107, 19-2109, and 19-2201, Annotated Code of Maryland
Date Ori	ginally A	dopted	or Last Amended:	Last amended on February 12, 2007
Purpose:	as ide	ntifying		or screening and selecting successful grant proposals, as well onsistent with statutory mandates under section 19-2201(g) of
(1) E (2) E (3) A (4) A B. Outr (1) 1	02.20E) On the reg On the reg Are the reg Are the reg Creach and List any s	ulations ulations gulation gulation I Resea takehole	s continue to be necession of the supplemental section of the supplemental section of the supplemental section of the section	icle, §10-132(1)(i), Annotated Code of Maryland; COMAR essary for the public interest?
	of 2018.	Public	comments were sol	o submit public comments over a six-week period in the spring icited via a notice posted in the Maryland Register and on the ission did not receive any public comments relevant to this
			ected agencies that in and input into th	were invited to review the regulations and provide a summary of e review process.
	None.			
(a) any no b) any no c) any no regula d) any ma	tice pub tice pub tice pos tion rev ailing by	olished in the Maryl olished in newspape ated on the unit's we	rs of general circulation; bsite or on a Statewide website created for units to post notices of

		All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.
		Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
		The Commission did not receive any public comments related to this chapter.
	(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
		None.
	(6)	Provide a summary of any relevant scientific data gathered.
		None.
		Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
		Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
	(8)	Provide a summary of any other relevant information gathered.
		None.
C.	star	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or idards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No
	Has	the agency promulgated all regulations required by recent legislation? X Yes No
	Pro	vide explanations of the above responses, as needed:

No legislation has been enacted recently on the topics covered by this chapter.	

D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply)

XX no action

Summary:

This chapter continues to be supported by statutory authority and is effective in accomplishing its intended purpose.

Person performing review:

Mark Luckner

Title:

Executive Director

Chapter Codification: 10.45.08			10.45.08		
Chapter Na	Chapter Name: Selection Process				
Authority:	Не	alth-Ger	neral Article, §§ 19-	2107, 19-2109, and 19-2201, Annotated Code of Maryland	
Date Origi	nally A	Adopted	or Last Amended:	Last amended on February 12, 2007	
Purpose:				overning letters of intent, the application review, grantee and process, as well as the specific uses of grant funds.	
A. Review 01.01.3002		8.38	ate Government Art	icle, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1) Do	the re	gulations	s continue to be nece	essary for the public interest? X Yes No	
(2) Do	the re	gulations	s continue to be sup	ported by statutory authority and judicial opinion? X Yes No	
(3) Are	the re	gulation	s obsolete or otherv	vise appropriate for amendment or repeal? X Yes No	
(4) Arc	the re	gulation	s effective in accon	aplishing their intended purpose? X Yes No	
B. Outres	ich an	d Resea	rch. (State Governm	nent Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)	
	 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
o C	f 2018	. Public ssion's v	comments were sol	submit public comments over a six-week period in the spring icited via a notice posted in the Maryland Register and on the ission did not receive any public comments relevant to this	
	(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.				
N	one.		1		
(a) (b) (c) (d) (e)	any no any no any no regula any m any pu	otice pub otice pub otice pos otion rev oailing by oblic hea	olished in the Maryla olished in newspaper ted on the unit's we iew; y the adopting authoring held.	rs of general circulation; bsite or on a Statewide website created for units to post notices of rity; and	
O	f 2018.		comments were sol	submit public comments over a six-week period in the spring icited via a notice posted in the Maryland Register and on the	

	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	The Commission did not receive any public comments related to this chapter.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	None.
(6)	Provide a summary of any relevant scientific data gathered.
	None.
	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
(8)	Provide a summary of any other relevant information gathered.
	None.
star Adı Has	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or adards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No the agency promulgated all regulations required by recent legislation? X Yes No vide explanations of the above responses, as needed:
l l	No legislation has been enacted recently on the topics covered by this chapter.

D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply)

XX amendment

Summary:

Regulation .01 of this chapter governs letters of intent. The language in Regulation .01, section A, which directs Commission staff to review letters of intent and report to either the Committee on Capital and Operational Funding or to the Commission, will be amended to eliminate the reference to the Committee on Capital and Operational Funding. The Committee on Capital and Operational Funding has never been utilized in the manner contemplated under that regulation. The remaining language in Regulation .01 continues to be effective in accomplishing its intended purpose. Regulation .02, which governs the grant application review and selection process, also references the Committee on Capital and Operational Funding, specifically as it relates to the Commission's review and evaluation of grant applications, and will likewise be amended to delete the references to the Committee on Capital and Operational Funding, since the committee has never been utilized in that manner. The remaining language in Regulation .02 continues to be effective in accomplishing its intended purpose. The language in Regulation .03, which governs the negotiation and award process, continues to be effective in accomplishing its intended purpose and will not be amended. Regulation .04, which governs the permissible uses of grant funds, will be amended to reflect the Commission's accumulated experience from over a decade of awarding and administering grants under its authorizing statute. In particular, the Commission intends to amend the section governing permissible uses to include an explicit reference to planning grants, as well as to add standards for the use of subcontractors and third-party consultants. Moreover, the Commission intends to amend the section governing prohibited uses to add clarifying language regarding the purchase or lease of major equipment and the application of grant funding to construction projects. Regulation .05, which governs the formula for disbursing grant funds, continues to be effective in accomplishing its intended purpose, with one exception. The language in Regulation .05, section A, subsection 1, will be amended to make the initial 20% payment to grantees discretionary rather than mandatory, thereby allowing the Commission to increase or decrease the size of the initial payment to a grantee based on the facts and circumstances of each approved project.

Person performing review:	Mark Luckner	
Title:	Executive Director	

Chapter Codification: 10.45.09		
Chapter Name: Emergency Grant Funding		
Authority: Health-General Article, §§ 19-2107, 19-2109, and 19-2201, Annotated Code of Maryland		
Date Originally Adopted or Last Amended: Last amended on November 5, 2007		
Purpose: This chapter establishes procedures and criteria for awarding temporary emergency grant funding to qualified community health resources.		
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)		
(1) Do the regulations continue to be necessary for the public interest? Yes X No		
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? Yes X		
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? X Yes No		
(4) Are the regulations effective in accomplishing their intended purpose? Yes X No		
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland		
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 		
All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website. The Commission did not receive any public comments relevant to this chapter.		
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.		
None.		
 (3) Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices o regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held. 		
All interested parties were invited to submit public comments over a six-week period in the spring of 2018. Public comments were solicited via a notice posted in the Maryland Register and on the Commission's website.		

	(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
		The Commission did not receive any public comments related to this chapter.
	(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
		None.
	(6)	Provide a summary of any relevant scientific data gathered.
		None.
	(7)	Provide a summary of any relevant information gathered related to the regulations of other states or th federal government.
	H	Commission staff researched relevant regulations in five states/jurisdictions, including Virginia, Delaware, Massachusetts, California, and the District of Columbia, and at the federal level. "Relevant" regulations were defined as those regulations that involve agencies or foundations that met two criteria: (1) a budget that is derived from public funds, as established under statute or some other public process, <i>i.e.</i> , hospital/insurance conversion foundations; and (2) a mission that is similar to that of the Commission, <i>i.e.</i> , expanding health care access in underserved communities, serving vulnerable populations, and increasing net provider capacity. Commission staff identified three entities as being similar in mission, size, and scope as the Commission: The Health Foundation of Central Massachusetts, the Virginia Health Care Foundation, and the New York State Health Foundation. Additionally, at the federal level, Commission staff researched regulations governing the Substance Abuse and Mental Health Services Administration (SAMHSA), the Bureau of Primary Care and Health Resources & Services Administration (HRSA), and the Center for Medicare and Medicaid Innovation (CMMI). This research identified the section of the Code of Federal Regulations (45 C.F.R. § 75) that provides broad parameters/guidelines for grant making across multiple federal agencies.
	(8)	Provide a summary of any other relevant information gathered.
		None.
C.	star Adı Has	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or indards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No sthe agency promulgated all regulations required by recent legislation? X Yes No vide explanations of the above responses, as needed:
	1	No legislation has been enacted recently on the topics covered by this chapter.

D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply)

XX repeal

Summary:

Since its inception, the Commission has never received a request for nor awarded a temporary emergency grant under this chapter. A grant award under this chapter is limited to \$250,000 or less, and it may be awarded only in the event of an "unforeseeable lapse or cessation in otherwise stable funding that threatens an essential service or program serving low-income, uninsured, or underinsured residents within the State." COMAR 10.45.09.01B(1). Moreover, the grant may only "briefly sustain the service or program until stable funding is restored or alternative funding is secured." COMAR 10.45.09.01B(2). After review and deliberation, the Commission concluded that temporary emergency grant funding, ostensibly to bridge an entity to stable funding, is inconsistent with the Commission's central purpose, which is to provide operating grants to community health resources that propose and develop stable, replicable, and innovative projects that increase access to health care services and reduce health disparities in the State. Accordingly, the Commission will repeal this chapter.

Person performing review:	Mark Luckner	
Title:	Executive Director	

Chapter Codifica	tion:	COMAR 10.46.01			
Chapter Name: General Regulations					
		visions Article, §4-333(c); Health Occupations Article, §§10-101, 10-205, 10-301, 10-, 10-311—10-313, 10-402, and 10-403; Annotated Code of Maryland			
Date Originally	Adopted	or Last Amended: October 23, 2017			
occur	Purpose: The purpose of this chapter is to provide information for the following areas: definitions of occupational therapy-related terms, the licensing process, standards of practice for occupational therapists and occupational therapy assistants, explanation of supervision requirements, and other necessary information for practicing occupational therapy.				
A. Review Crite 01.01.3002.20E)		ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR			
(1) Do the regulations continue to be necessary for the public interest? X Yes No					
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No					
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No					
(4) Are the re	(4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland					
		ders invited to review the regulations and provide a summary of their participation in review process.			
The public was invited to review the regulations at the General Session of a Board Meeting. Representatives from the Maryland Occupational Therapy Association (MOTA) and the American Occupational Therapy Association (AOTA) were notified regarding the discussion of these regulations.					
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.					
N/A					

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the <u>Maryland Register</u> ; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of
	regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Regulations .01 and .02 were promulgated and published in the <i>Maryland Register</i> for public comment on July 7, 2017. Additionally, notification of public meetings to discuss this chapter were posted on the Board's website at: https://health.maryland.gov/botp/Pages/home.aspx
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C.	Under COMAR 01.01.2003.20E standards being applied or enfore Administrative Procedure Act?			
	Has the agency promulgated all	regulations r	equired by recent legislation?	X Yes No
	Provide explanations of the above	e responses,	as needed:	5
	In 2017, the regulations were by legislation.	amended to	include criminal history records	check, as were required
D.	D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) no action X			
		amendmen	t, s	
		repeal		
		repeal and	adopt new regulations	
		reorganiza	tion	
Su	mmary:			
	After discussion with the Board r Occupational Therapy that these that no further amendments are n	regulations a	are still relevant to the practice of	
	8		Person performing review:	Lauren Murray
			Title:	Executive Director

Chapter Co	dification	: COMAR 10.46.02				
Chapter Name: Code		ode of Ethics				
Authority:	Health	Health Occupations Article, §§1-212 and 10-205, Annotated Code of Maryland				
Date Origin	ally Ador	oted or Last Amended: April 2, 2012				
Purpose: The purpose of this chapter is to provide information regarding the ethical practices that shall be followed by all practitioners of occupational therapy.						
A. Review 01.01.3002		. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR				
(1) Do t	(1) Do the regulations continue to be necessary for the public interest? X Yes No					
(2) Do t	(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No					
B. Outrea	B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland					
	9.00	cholders invited to review the regulations and provide a summary of their participation in the review process.				
Re		was invited to review the regulations at the General Session of a Board Meeting. ives from MOTA and AOTA were notified regarding the discussion of these				
(2) List	t any othe r participa	r affected agencies that were invited to review the regulations and provide a summary of ation in and input into the review process.				
N/	'A					

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.		
	The General Session of the Board Meeting where the regulations were discussed was posted in the Maryland Register. In addition, it was announced in the agenda posted on the Board's website that these regulations would be discussed.		
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.		
	N/A		
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.		
	N/A		
(6)	Provide a summary of any relevant scientific data gathered.		
	N/A		
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.		
	N/A		
(8)	Provide a summary of any other relevant information gathered.		
	None of the Board members nor Board staff could find any information contrary to the Board's belief that the regulations were up to date and relevant to the occupational therapy practice in Maryland.		
	9		

C.		(3), does the agency have any existing policy ced which should be promulgated as regulation. Yes X No		
	Has the agency promulgated all	regulations required by recent legislation?	Yes X No	
Provide explanations of the above responses, as needed:				
	No legislation has required ar	mendments to this chapter of regulations.		
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action 				
		amendment		
		repeal		
		repeal and adopt new regulations		
		reorganization		
Su	mmary:			
After discussion with the Board members and Board staff, it is the belief of the Maryland Board of Occupational Therapy that these regulations are still relevant to the practice of Occupational Therapy and that no further amendments are needed at this time.				
			-	
		¥		
L		Person performing review:	Lauren Murray	
		. Title:	Executive Director	
		Title.	Executive Director	

Chapter Codification: COMAR 10.46.03				
Chapter Name: Procedures for Board Hearings				
Authority: Health Occupations Article, §§10-205 and 10-316; State Government Article, §§10-205 and 10-206; Annotated Code of Maryland				
Date Originally Adopted or Last Amended: April 21, 2008				
Purpose: The purpose of this chapter is to provide information regarding the procedures required for any formal disciplinary hearings before the Board.				
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)				
(1) Do the regulations continue to be necessary for the public interest? X Yes No				
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
The public was invited to review the regulations at the General Session of a Board Meeting. Representatives from MOTA and AOTA were notified regarding the discussion of these regulations.				
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.				
N/A				

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The General Session of the Board Meeting where the regulations were discussed was posted in the Maryland Register. In addition, it was announced in the agenda posted on the Board's website that these regulations would be discussed.
` '	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	N/A
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	None of the Board members nor Board staff could find any information contrary to the Board's belief that the regulations were up to date and relevant to the occupational therapy practice in Maryland.

standards being applied or enf Administrative Procedure Act	DE(3), does the agency have any existing policorced which should be promulgated as regularly. Yes X No Il regulations required by recent legislation?	
Provide explanations of the ab	ove responses, as needed:	
No legislation has required	amendments to this chapter of regulations.	· ·
D. Actions Needed. (State Gove (check all that apply)	rnment Article, §10-135(a)(2)(ix) – (xi), Anno X no action	otated Code of Maryland)
	amendment	
	repeal	
	repeal and adopt new regulations	
	reorganization	
Summary:		
After discussion with the Board Occupational Therapy that these that no further amendments are	I members and Board staff, it is the belief of the regulations are still relevant to the practice of needed at this time.	he Maryland Board of of Occupational Therapy and
	97	
9		
	Person performing review:	Lauren Murray
	Title:	Executive Director

Chapter Codificat	tion: COMAR 10.46.05
Chapter Name:	Collection of Fees
Authority: Hea	alth Occupations Article, §§10-205 and 10-206, Annotated Code of Maryland
Date Originally A	Adopted or Last Amended: April 21, 2008
	urpose of this chapter is to provide information regarding the fees for different rations and penalties for licensees.
A. Review Crite 01.01.3002.20E)	eria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR
(1) Do the reg	gulations continue to be necessary for the public interest? X Yes No
(2) Do the reg	gulations continue to be supported by statutory authority and judicial opinion? X Yes N
	gulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the re	gulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and	d Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland
	stakeholders invited to review the regulations and provide a summary of their participation in into the review process.
	lic was invited to review the regulations at the General Session of a Board Meeting. Intatives from MOTA and AOTA were notified regarding the discussion of these ons.
	other affected agencies that were invited to review the regulations and provide a summary of cipation in and input into the review process.
N/A	
71.	

() ()	Describe the process used to solicit public comment, including: a) any notice published in the Maryland Register; b) any notice published in newspapers of general circulation; c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; d) any mailing by the adopting authority; and e) any public hearing held.
	The General Session of the Board Meeting where the regulations were discussed was posted in the Maryland Register. In addition, it was announced in the agenda posted on the Board's website that these regulations would be discussed.
(Provide summaries of: a) all comments received from stakeholders, affected units, or the public; and b) the adopting authority's responses to those comments.
	N/A
(5) I	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6) I	Provide a summary of any relevant scientific data gathered.
	N/A
	Provide a summary of any relevant information gathered related to the regulations of other states or the ederal government.
	N/A
(8) I	Provide a summary of any other relevant information gathered.
	None of the Board members nor Board staff could find any information contrary to the Board's belief that the regulations were up to date and relevant to the occupational therapy practice in Maryland.

C.	Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No
	Has the agency promulgated all regulations required by recent legislation? Yes X No
	Provide explanations of the above responses, as needed:
	No legislation has required amendments to this chapter of regulations.
D.	Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action
	amendment
	repeal
	repeal and adopt new regulations
	reorganization
Su	nmary:
	After discussion with the Board members and Board staff, it is the belief of the Maryland Board of Occupational Therapy that these regulations are still relevant to the practice of Occupational Therapy and hat no further amendments are needed at this time.
L	
	Person performing review: Lauren Murray
	Title: Executive Director

3.4.3

Chapter Codification:		ion:	COMAR 10.53.06.	0108
Chapter Name: Electrology Programs				
Authority:	Hea	alth Occ	cupations Article §§ 8	3-205 and 8-6B-01to 8-6B-29
Date Origi	nally A	dopted	or Last Amended:	June 20, 2005
Purpose: The Chapter provides rules for electrology education programs. Maryland no longer has any Electrology teaching programs, but these rules are necessary to determine if out of state programs meet Maryland requirements for educating an electrologist. The regulations in this chapter specify the following: how a program may apply for approval, the school's responsibility to a student, the required theory and clinical training, hours of clinical and facility requirements, the student's responsibility for clinical practice, reporting and record keeping, and authorize the Board to take corrective action if a program is in violation of these requirements.			nents for educating an electrologist. The regulations in this wa program may apply for approval, the school's uired theory and clinical training, hours of clinical and is responsibility for clinical practice, reporting and record to take corrective action if a program is in violation of these	
01.01.300		eria. (St	ate Government Arti	cle, §10-132(1)(1), Annotated Code of Maryland; COMAR
(2) Do (3) Ar (4) Ar	the reget the ree	gulation gulation gulation	as continue to be supposes obsolete or otherworks effective in accom	essary for the public interest? X Yes No ported by statutory authority and judicial opinion? X Yes No rise appropriate for amendment or repeal? X Yes No plishing their intended purpose? X Yes No
 B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryla (1) List any stakeholders invited to review the regulations and provide a summary of their participation and input into the review process. 				
l 7	The con	nmittee s and o	is representative of t	the licensees and has two active electrology licensees as r. Currently there are about 62 licensed electrologists in
(2) Li	ist any eir part	other af	fected agencies that we in and input into the	were invited to review the regulations and provide a summary of e review process.
1	N/A			

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and
	(e) any public hearing held. The professional association was involved. The amended Chapter 6 was part of the proposal to amend Subtitle 53- Board of Nursing - Electrology Practice Committee that was published in the Maryland Register, February 1, 2019, Volume 46, Issue 3, Pages 144-147.
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
24	N/A
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	None.
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	None
(8)	Provide a summary of any other relevant information gathered.
	None.

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, gu standards being applied or enforced which should be promulgated as regulations, in accordar Administrative Procedure Act? Yes X No	
Has the agency promulgated all regulations required by recent legislation? X Yes	No
Provide explanations of the above responses, as needed:	
Electrologists are a very small group and they communicate well with each other. They use an independent Health Occupation Board but could no longer afford the independence and an advisory committee of the Board of Nursing in 2005.	
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of M (check all that apply) no action	(aryland)
<u>X</u> amendment	
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
The major use for this chapter is as a framework for approving endorsement applicants from of for licensure as an Electrologist. The committee closely follows the rules to approve or disappendorsement applicant.	
	12
Person performing review: Shirley A. De	varis
Title:	

Director of Legislative Affairs

Chapter Codification: COMAR 10.53.08.0107			
Chapter Name: Instruments and Procedures			
Authority: Health Occupations Article §§ 8-205 and 8-6B-01to 8-6B-29			
Date Originally Adopted or Last Amended: Adopted June 20, 2005			
Purpose: This chapter includes seven regulations on the requirements for instruments and procedures used in electrolysis: the approved modalities, office requirements, the explanation to be provided to patients, rules for a health assessment, hand washing, sterilization, preparation and treatment, and disinfection and environmental cleansing after a treatment.			
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)			
(1) Do the regulations continue to be necessary for the public interest? X Yes No			
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No			
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No			
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No			
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)			
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
The Electrology Advisory Committee spent a year reviewing all the regulations for Electrologists. The committee is representative of the licensees and has two active electrology licensees as members and one consumer member. Currently there are about 62 licensed electrologists in Maryland.			
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.			
N/A			

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The professional association was involved.
` ′	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	N/A
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	None.
(6)	Provide a summary of any relevant scientific data gathered.
	None.
(7 <u>)</u>	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	None.
	•

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No		
Has the agency promulgated all regulations required by recent legislation? X Yes No		
Provide explanations of the above responses, as needed:		
Electrologists are a very small group and they communicate well with each other. They used to be an independent Health Occupation Board but could no longer afford the independence and became an advisory committee of the Board of Nursing in 2005.		
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix)(xi), Annotated Code of Maryland) (check all that apply) X no action 		
amendment		
repeal		
repeal and adopt new regulations		
reorganization		
Summary:		
This chapter is used as a guideline for new licensees who have endorsed into Maryland and as an enforcement tool. Most of the Maryland electrologists have been in practice for more that 10 years and they understand and follow these rules. Therefore, no changes are needed at this time.		
E E		
Person performing review: Shirley. A. Devaris		
Title: Director of Legislative		
Title: Director of Legislative		

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The professional association was involved.
` '	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	N/A
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	None.
(6)	Provide a summary of any relevant scientific data gathered.
	None.
2.00	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	None.

C.	Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No			
	Has the agency promulgated all regulations required by recent legislation? X Yes No			
	Provide explanations of the above responses, as needed:			
	Electrologists are a very small group and they communicate well with each other. They used to be an independent Health Occupation Board but could no longer afford the independence and became an advisory committee of the Board of Nursing in 2005.			
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action 				
	amendment			
	repeal			
	repeal and adopt new regulations			
	reorganization			
S.,,	mmary:			
_				
This chapter is used as a guideline for new licensees who have endorsed into Maryland and as an enforcement tool. Most of the Maryland electrologists have been in practice for more that 10 years and they understand and follow these rules. Therefore, no changes are needed at this time.				
	\text{\text{g}}			
	Person performing review: Shirley. A. Devaris			
	Trial -			
	Title: Director of Legislative			

Chapter Codification: COMAR 10.53.10.0105			
Chapter Name: Advertising			
Authority: Health Occupations Article §§ 8-205 and 8-6B-01to 8-6B-29			
Date Originally Adopted or Last Amended: Adopted June 20, 2005			
Purpose: This chapter includes five regulations on the rules for advertising. They include advertising standards, how other licenses should be mentioned in the advertising, rules for publishing fees so as to not be misleading, the responsibility of the licensed electrologist, and penalties for violations.			
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)			
(1) Do the regulations continue to be necessary for the public interest? X Yes No			
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No			
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No			
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No			
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)			
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
The Electrology Advisory Committee spent a year reviewing all the regulations for Electrologists. The committee is representative of the licensees and has two active electrology licensees as members and one consumer member. Currently there are about 62 licensed electrologists in Maryland.			
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.			
N/A			

The professional association was involved. (4) Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.	s of
(a) all comments received from stakeholders, affected units, or the public; and	
N/A	
(5) Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.	
None.	
(6) Provide a summary of any relevant scientific data gathered.	
None.	
(7) Provide a summary of any relevant information gathered related to the regulations of other states or federal government.	the
N/A	
(8) Provide a summary of any other relevant information gathered.	00000000000000000000000000000000000000
None.	
	8.5

c.		(3), does the agency have any existing policy sed which should be promulgated as regulation. Yes X No		
	Has the agency promulgated all	regulations required by recent legislation?	X Yes No	
	Provide explanations of the above responses, as needed:			
	Electrologists are a very smal an independent Health Occup an advisory committee of the	l group and they communicate well with each ation Board but could no longer afford the inc Board of Nursing in 2005.	other. They used to be dependence and became	
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action				
		amendment		
		repeal		
		repeal and adopt new regulations		
		reorganization		
Summary:				
This chapter is used as a guideline for new licensees who have endorsed into Maryland and as an enforcement tool. Most of the Maryland electrologists have been in practice for more that 10 years and they understand and follow these rules. Therefore, no changes are needed at this time.				
		Person performing review:	Shirley. A. Devaris	
	я	Title:	Director of Legislative	

Chapter Codification: COMAR 10.54.01				
Chapter N	Name: Eligib	sility, Participation, and Benefits		
Authority	: Health-G	eneral Article, §18-107(a), Annotated Code of Maryland		
Date Orig	ginally Adopted	d or Last Amended: Last amended: March 31, 2014		
Purpose: The purpose of COMAR 10.54.01 Eligibility, Participation, and Benefits is to protect and promote the public health and safety of participants of the Maryland WIC Program. COMAR 10.54.01 specifies the eligibility procedures and benefits available under the Special Supplemental Nutrition Program for Women, Infants, and Children.				
01.01.300	02.20E)	State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
(1) Do	o the regulation	ns continue to be necessary for the public interest? X Yes No		
		ns continue to be supported by statutory authority and judicial opinion? X Yes 1	No	
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? X Yes No				
(4) Aı	re the regulation	ons effective in accomplishing their intended purpose? X Yes No		
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
:	and on the Mar	nt invited comments from the general public via notice on the Department's website ryland WIC program website. The Department also invited comments on these m local health departments via email.		
		ffected agencies that were invited to review the regulations and provide a summary of on in and input into the review process.		
		cies were invited to review the regulations. The Maryland Department of Health is enforcement of these regulations, and these regulations do not impact the other agencies.		

- (3) Describe the process used to solicit public comment, including:
 - (a) any notice published in the Maryland Register;
 - (b) any notice published in newspapers of general circulation;
 - (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;
 - (d) any mailing by the adopting authority; and
 - (e) any public hearing held.

The Department solicited comments by:

- (1) Posting a Notice of Opportunity for Public Inspection and Comment on the Department's website from November 27, 2017 through December 15, 2017, and in the Maryland Register (Volume 44, Issue 25, December 8, 2017), and
- (2) Emailing local health officers on November 27, 2017.
- (4) Provide summaries of:
 - (a) all comments received from stakeholders, affected units, or the public; and
 - (b) the adopting authority's responses to those comments.

No comments were received.

(5) Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.

No interunit conflicts were identified.

(6) Provide a summary of any relevant scientific data gathered.

No relevant scientific data was identified or gathered.

(7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.

The Department reviewed federal regulations and policy memorandums including:

- 7 CFR 246.7(g)(1)(i-v);
- USDA Guidance for Providing Quality WIC Nutrition Services during Extended Certification Periods:
- The Healthy, Hunger-Free Kids Act of 2010, Public Law 111-296 which requires one year certification option for eligible infants, children and breastfeeding women; and
- WIC Policy Memorandum #2011-3: "Implementation of WIC-Related Electronic Benefit Transfer Provision of P.L. 111-296" - The Electronic Benefit Transfer (EBT) provisions of Public Law 111-296 include a definition of Electronic Benefit Transfer (EBT) as well as a mandate that all state agencies implement EBT systems by October 1, 2020.

(8) Provide a summary of any other relevant information gathered.		
No other information was gathered.		
C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? X Yes No		
Has the agency promulgated all regulations required by recent legislation? Yes X No		
Provide explanations of the above responses, as needed:		
WIC Policy Memorandum #2011-3: "Implementation of WIC-Related Electronic Benefit Transfer Provision of P.L. 111-296" mandates that all state agencies must implement a statewide EBT system no later than October 1, 2020. The Maryland WIC Program met this mandate with statewide EBT system implementation in July 2017. Terminology needs to be updated based on the term Electronic Benefit Transfer (EBT), which means a food delivery system that provides benefits using a card or other access device that permits electronic access to WIC Program benefits.		
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) no action		
X amendment		
repeal		
repeal and adopt new regulations		
reorganization		
Summary:		
The regulations in COMAR 10.54.01 continue to be relevant as they provide the State regulatory oversight over the Maryland WIC Program to ensure the health and safety of individuals participating in the Program. Amendments are needed to update certification periods from 6 months to 1 year. Any references in the chapter to the term "checks" need to be updated to the term "food instrument".		
Person performing review: Sherri Sabol, RD, LDN, CLC		
Title: Chief, Nutrition and Breastfeeding Services Maryland WIC Program		

Chapter Codification: COMAR 10.54.02			
Chapter Name: Local Agency			
Authority: Health-General Article, §§18-107(a) and 18-108, Annotated Code of Maryland			
Date Originally Adopted or Last Amended: Last amended: Regulation.18 was amended December 8, 2016			
Purpose: The purpose of COMAR 10.54.02 Local Agency is to protect and promote the public health and safety of participants of the Maryland WIC Program. COMAR 10.54.02 specifies the selection and responsibilities of local agencies in the administration of the Special Supplemental Nutrition Program for Women, Infants, and Children (WIC Program).			
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)			
(1) Do the regulations continue to be necessary for the public interest? X Yes No			
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes N			
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? X Yes No			
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No			
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Marylan			
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
The Department invited comments from the general public via notice on the Department's website and on the Maryland WIC website. The Department also invited comments on these regulations from local health departments via email.			
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.			
No other agencies were invited to review the regulations. The Maryland Department of Health is responsible for enforcement of these regulations, and these regulations do not impact the operations of other agencies.			

- (3) Describe the process used to solicit public comment, including:
 - (a) any notice published in the Maryland Register;
 - (b) any notice published in newspapers of general circulation;
 - (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;
 - (d) any mailing by the adopting authority; and
 - (e) any public hearing held.

The Department solicited comments by:

- (1) Posting a Notice of Opportunity for Public Inspection and Comment on the Department's website from November 27, 2017 through December 15, 2017, and in the Maryland Register (Volume 44, Issue 25, December 8, 2017), and
- (2) Emailing local health officers on November 27, 2017.
- (4) Provide summaries of:
 - (a) all comments received from stakeholders, affected units, or the public; and
 - (b) the adopting authority's responses to those comments.

No comments were received.		

(5) Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.

No interunit conflicts were identified.

(6) Provide a summary of any relevant scientific data gathered.

No relevant scientific data was identified or gathered.

(7) Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.

The Department reviewed Federal Regulations and Policy Memorandums including:

- 7 CFR 246.7(g)(1)(i-v);
- USDA Guidance for Providing Quality WIC Nutrition Services during Extended Certification Periods;
- The Healthy, Hunger-Free Kids Act of 2010, Public Law 111-296 which requires one year certification option for eligible infants, children and breastfeeding women; and
- WIC Policy Memorandum #2011-3: "Implementation of WIC-Related Electronic Benefit Transfer Provision of P.L. 111-296" - The Electronic Benefit Transfer (EBT) provisions of Public Law 111-296 include a definition of Electronic Benefit Transfer (EBT) as well as a mandate that all state agencies implement EBT systems by October 1, 2020.

	Summary of any	other relevant information gathered.
No other	information was	gathered.
standards bein		E(3), does the agency have any existing policy statements, guidelines, or erced which should be promulgated as regulations, in accordance with the X Yes No
Has the agenc	y promulgated al	l regulations required by recent legislation? Yes X No
Provide explan	nations of the abo	ove responses, as needed:
Provision of system no line EBT system Electronic	of P.L. 111-296" r ater than October in implementation Benefit Transfer (2011-3: "Implementation of WIC-Related Electronic Benefit Transfer mandates that all state agencies must implement a statewide EBT r 1, 2020. The Maryland WIC Program met this mandate with statewide in July 2017. Terminology needs to be updated based on the term (EBT), which means a food delivery system that provides benefits using that permits electronic access to WIC Program benefits.
Actions Need (check all the		nment Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) no action
	х	amendment
45		repeal
		repeal and adopt new regulations
Ti di		reorganization
ımmary:		

Title:

Chief, Nutrition and Breastfeeding Services Maryland WIC Program

Chapter Codification: 10.56.01		
Chapter Name: Licen	sure	
Authority: Health Occ	cupations Article, §§5-205, 5-301, 5-302 and 5-310, Annotated Code of Maryland	
Date Originally Adopted	or Last Amended: August 13, 2007	
Purpose: These regular the State.	ions set the standards and procedures for persons seeking to practice dietetics in	
A. Review Criteria. (St 01.01.3002.20E)	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1) Do the regulation	s continue to be necessary for the public interest? X Yes No	
(2) Do the regulation	s continue to be supported by statutory authority and judicial opinion? X Yes No	
(3) Are the regulation	ns obsolete or otherwise appropriate for amendment or repeal? Yes X No	
(4) Are the regulation	ns effective in accomplishing their intended purpose? X Yes No	
B. Outreach and Resea	arch. (State Government Article, §10-135(a)(2)(i)–(viii), Annotated Code of Maryland)	
(1) List any stakeho and input into the	ders invited to review the regulations and provide a summary of their participation in review process.	
Maryland Diete Maryland Nutri General public	tic Association tionists Association	
	fected agencies that were invited to review the regulations and provide a summary of in and input into the review process.	
N/A		

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.04 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Hearing Regulations, and other Maryland Health Occupation Board Hearing Regulations.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A
٠	

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulating Administrative Procedure Act? Yes X No	
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	
There has been no legislation requiring amendments to this chapter of regu	ulations.
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Anno (check all that apply) X no action amendment	tated Code of Maryland)
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding licensing requirement. The Board reviewed determined that the regulation is consistent with the Academy of Nutrition and Dietetic Practice Board Licensure Regulations, and other Maryland Health Occup Regulations. The Board did not receive any comments from the Stakeholders regarding this matter. COMAR 10.56.01 is relevant and does not need action	ed COMAR 10.56.01 and d Dietetics, other State ccupation Board Licensing or the general public
Person performing review:	Marie M. Savage
Title:	Executive Director

Chapter Codification: 10.56.02		10.56.02
Chapter Name: Fees		
Authority: H	ealth Occ	supations Article, §§5-205, 5-206, 5-303 and 5-308, Annotated Code of Maryland
Date Originally	Adopted	or Last Amended: August 28, 2017
Purpose: The	se regulat	ions govern the fees for the practice of dietetics in the State.
01.01.3002.20E)	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR
		s continue to be necessary for the public interest? X Yes No
		s continue to be supported by statutory authority and judicial opinion? X Yes No No No
		ns effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Management Article, §10-135(a)(2)(i)-(viii), Annotated Code of Management Article, §10-135(a)(2)(i)-(viii), Annotated Code of Management Article, §10-135(a)(a)(a)(a)(a)(a)(a)(a)(a)(a)(a)(a)(a)(rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
(9 (20)		ders invited to review the regulations and provide a summary of their participation in review process.
Maryla		tic Association tionists Association
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.		fected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.
N/A		
940		A MORE CONTROLLED AND ADDRESS

(3)	Describe the process used to solicit public comment, including:
	(a) any notice published in the Maryland Register;
	(b) any notice published in newspapers of general circulation;(c) any notice posted on the unit's website or on a Statewide website created for units to post notices of
	regulation review;
	(d) any mailing by the adopting authority; and
	(e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of
	Dietetic Practice meeting held on May 17, 2018.)
	Posted on the Board's website at www.health.maryland.gov/dietetic
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and
	(b) the adopting authority's responses to those comments.
	(b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.04 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic
	Practice Board Hearing Regulations, and other Maryland Health Occupation Board Hearing
	Regulations.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the
	federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A
	IVA

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulati Administrative Procedure Act? Yes X No	[1] (1000 H. 1000 H. 1
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	
There has been no legislation requiring amendments to this chapter of regu	ulations.
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Anno (check all that apply) X no action	tated Code of Maryland)
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding fees. The Board reviewed COMAR 10.56 regulation is consistent with the Academy of Nutrition and Dietetics, other State Regulations, and other Maryland Health Occupation Board Fee Regulation receive any comments from the Stakeholders or the general public regarding to 10.56.02 is relevant and does not need action at this time.	5.02 and determined that the ate Dietetic Practice Board ons. The Board did not
Person performing review:	Marie M. Savage
Title:	Executive Director

Chapter Codification: 10.56.03		
Chapter Name:	Code of Ethical Practices	
Authority: He	alth Occupations Article, §§1-212, 5, 102 and 5-205, Annotated Code of Maryland	
Date Originally /	Adopted or Last Amended: April 16, 2001	
Purpose: These the St	e regulations govern the Code of Ethical Practices for Licensed Dietitian-Nutritionists in ate.	
A. Review Crite 01.01.3002.20E)	eria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1) Do the re	gulations continue to be necessary for the public interest? X Yes No	
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes		
	egulations obsolete or otherwise appropriate for amendment or repeal? Yes X No	
	egulations effective in accomplishing their intended purpose? X Yes No	
B. Outreach an	d Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)	
	stakeholders invited to review the regulations and provide a summary of their participation in into the review process.	
	nd Dietetic Association nd Nutritionists Association public	
	other affected agencies that were invited to review the regulations and provide a summary of icipation in and input into the review process.	
N/A		
	N N	

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.04 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Hearing Regulations, and other Maryland Health Occupation Board Hearing Regulations.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulatio Administrative Procedure Act? Yes X No	
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	3 8
There has been no legislation requiring amendments to this chapter of regul	ations.
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annota (check all that apply) X no action amendment 	ated Code of Maryland)
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
The Maryland Board of Dietetic Practice researched other states, health occupa professional associations regarding Code of Ethics. The Board reviewed COM determined that the regulation is consistent with the Academy of Nutrition and Dietetic Practice Board Code of Ethics Regulations, and other Maryland Health of Ethics Regulations. The Board did not receive any comments from the Stake public regarding this matter. COMAR 10.56.03 is relevant and does not need a	AR 10.56.03 and Dietetics, other State n Occupation Board Code cholders or the general
Person performing review:	Marie M. Savage
Title:	Executive Director

Chapter Codification: 10.56.04
Chapter Name: Hearing Procedures
Authority: Health Occupations Article, §\$5-204, 5-205, 5-312, and 5-513; State Government Article, §10-206; Annotated Code of Maryland
Date Originally Adopted or Last Amended: August 13, 2007
Purpose: These regulations govern all formal hearings before the Board of Dietetic Practice in the State.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
Maryland Dietetic Association Maryland Nutritionists Association General public
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.04 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Hearing Regulations, and other Maryland Health Occupation Board Hearing Regulations.
	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulation Administrative Procedure Act? Yes X No	statements, guidelines, or ons, in accordance with the	
Has the agency promulgated all regulations required by recent legislation?	X Yes No	
Provide explanations of the above responses, as needed:		
There has been no legislation requiring amendments to this chapter of regu	tlations.	
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action amendment repeal		
repeal and adopt new regulations		
reorganization		
Summary:		
The Maryland Board of Dietetic Practice researched other states, health occupa professional associations regarding hearing procedures. The Board reviewed of determined that the regulation is consistent with the Academy of Nutrition and Dietetic Practice Board Hearing Regulations, and other Maryland Health Occu Regulations. The Board did not receive any comments from the Stakeholders or regarding this matter. COMAR 10.56.04 is relevant and does not need action as	COMAR 10.56.04 and Dietetics, other State spation Board Hearing or the general public	
Person performing review:	Marie M. Savage	
Title:	Executive Director	

Chapter Codification: 10.56.05
Chapter Name: Continuing Education
Authority: Health Occupations Article, §§5-205, 5-308(d), and 5-309, Annotated Code of Maryland
Date Originally Adopted or Last Amended: March 12, 2018
Purpose: These regulations establish continuing education requirements for Licensed Dietitian-Nutritionists in the State.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
Maryland Dietetic Association Maryland Nutritionists Association General public
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
` '	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.05 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Continuing Education Regulations, and other Maryland Health Occupation Board Continuing Education Regulations.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulated Administrative Procedure Act? Yes X No	[1] : 이번 (1) 12 12 12 12 12 12 12 13 13 14 15 15 15 15 15 15 15 15 15 15 15 15 15
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	
There has been no legislation requiring amendments to this chapter of reg	ulations.
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Anno (check all that apply) X no action	tated Code of Maryland)
amendment	
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding continuing education procedures. The Bo 10.56.05 and determined that the regulation Continuing Education Regulation Health Occupation Board Continuing Education Regulations. The Board did from the Stakeholders or the general public regarding this matter. COMAR 1 not need action at this time.	ard reviewed COMAR as, and other Maryland not receive any comments
Person performing review:	Marie M. Savage
Title:	Executive Director

Chapter Codification:		10.56.06
Chapter Name: Compelling Purpose Disclosure		elling Purpose Disclosure
NW 10 50	neral Proryland	ovisions Article, §4-333; Health Occupations Article, §5-205; Annotated Code of
Date Originally A	Adopted	or Last Amended: October 29, 2001
		ions authorize the Board to disclose investigative information to other agencies if ermines that there is a compelling public purpose to allow the disclosure.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)		
(1) Do the reg	gulation	s continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes N		
		ns obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No		
B. Outreach an	d Resea	arch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
		ders invited to review the regulations and provide a summary of their participation in review process.
	nd Nutri	tic Association tionists Association
(2) List any their part	other af icipation	fected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.
N/A		
=		

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
• /	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.06 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Compelling Purpose Disclosure Regulations, and other Maryland Health Occupation Board Compelling Purpose Disclosure Regulations.
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

.

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulation Administrative Procedure Act? Yes X No	
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	
There has been no legislation requiring amendments to this chapter of regu	lations.
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annot (check all that apply) X no action amendment repeal repeal and adopt new regulations reorganization	ated Code of Maryland)
Summary:	
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding compelling purpose disclosure. The Board 10.56.06 and determined that the regulation is consistent with the Academy of other State Dietetic Practice Board Compelling Purpose Disclosure Regulation Health Occupation Board Compelling Purpose Regulations. The Board did no from the Stakeholders or the general public regarding this matter. COMAR 10 not need action at this time.	I reviewed COMAR Nutrition and Dietetics, as, and other Maryland t receive any comments
Person performing review:	Marie M. Savage
Title:	Executive Director

Chapter Codification: 10.56.07
Chapter Name: Advertising
Authority: Health Occupations Article, §§5-311, Annotated Code of Maryland
Date Originally Adopted or Last Amended: October 14, 2002
Purpose: These regulations govern advertising by Licensed Dictitian-Nutritionists in the State.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
Maryland Dietetic Association Maryland Nutritionists Association General public
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;
	(d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
. ,	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.07 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Advertising Regulations, and other Maryland Health Occupation Board Advertising Regulations.
	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulating Administrative Procedure Act? Yes X No		
Has the agency promulgated all regulations required by recent legislation?	Yes X No	
Provide explanations of the above responses, as needed:		
There has been no legislation requiring amendments to this chapter of regu	ulations.	
H.		
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action		
amendment		
repeal		
repeal and adopt new regulations		
reorganization		
Summary:		
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding advertising. The Board reviewed COMAI that the regulation is consistent with the Academy of Nutrition and Dietetics, Advertising Regulations, and other Maryland Health Occupation Board Adve Board did not receive any comments from the Stakeholders or the general pub COMAR 10.56.07 is relevant and does not need action at this time.	R 10.56.07 and determined other State Dietetic Practice rtising Regulations. The	
Person performing review:	Marie M. Savage	
Title:	Executive Director	

Chapter Codification	10.56.08	
Chapter Name: Ta	x Compliance Regulations	
Authority: Health	Occupations Article, §§1-213 and 5-205, Annotated Code of Maryland	
Date Originally Adop	oted or Last Amended: March 15, 2004	
	ulations govern the Tax Compliance requirements for Licensed Dietitiansts in the State.	
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)		
(1) Do the regula	tions continue to be necessary for the public interest? X Yes No	
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No		
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No		
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No		
B. Outreach and R	esearch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)	
	cholders invited to review the regulations and provide a summary of their participation in the review process.	
	vietetic Association futritionists Association blic	
(2) List any other their particip	r affected agencies that were invited to review the regulations and provide a summary of ation in and input into the review process.	
N/A		

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;
	(d) any mailing by the adopting authority; and (e) any public hearing held.
	Publication in 45:10 Md.R. 554 (May 11, 2018 and discussed at the Open Session of the Board of Dietetic Practice meeting held on May 17, 2018.) Posted on the Board's website at www.health.maryland.gov/dietetic
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	No conflict involved in the review of this regulation.
(6)	Provide a summary of any relevant scientific data gathered.
	COMAR 10.56.08 is consistent with the Academy of Nutrition and Dietetics, other State Dietetic Practice Board Tax Compliance Regulations, and other Maryland Health Occupation Board Tax Compliance Regulations.
	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulative Administrative Procedure Act? Yes X No		
Has the agency promulgated all regulations required by recent legislation?	Yes X No	
Provide explanations of the above responses, as needed:		
There has been no legislation requiring amendments to this chapter of regu	ilations.	
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) X no action		
amendment		
repeal		
repeal and adopt new regulations		
reorganization		
Summary:		
The Maryland Board of Dietetic Practice researched other states, health occup professional associations regarding tax compliance. The Board reviewed COI determined that the regulation is consistent with the Academy of Nutrition and Dietetic Practice Tax Compliance Regulations, and other Maryland Health Oc Compliance Regulations. The Board did not receive any comments from the Spublic regarding this matter. COMAR 10.56.08 is relevant and does not need	MAR 10.56.08 and d Dietetics, other State cupation Board Tax stakeholders or the general	
Person performing review:	Marie M. Savage	
Title:	Executive Director	

Chapter Codification: 10.57.04
Chapter Name: Continuing Education
Authority: Health Occupations Article, §20-205, Annotated Code of Maryland
Date Originally Adopted or Last Amended: March 3, 2014
Purpose: This chapter applies to all Residential Child Care Program Professionals who wish to renew or reinstate their certification in the State.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The review of this chapter was discussed in open Board meetings on April 13, 2018 and May 11, 2018 which were posted on the Board's website at: https://health.maryland.gov/crccp/Pages/Index.aspx
10-6	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A
	8

	(3), does the agency have any existing policy ced which should be promulgated as regulation. Yes X No	
Has the agency promulgated all	regulations required by recent legislation?	Yes X No
Provide explanations of the above	ve responses, as needed:	11 1
There has been no legislation	requiring amendments to this chapter of regu	llations.
D. Actions Needed. (State Govern (check all that apply)	ment Article, §10-135(a)(2)(ix) – (xi), Annot no action X amendment	ated Code of Maryland)
	repeal	
	repeal and adopt new regulations	
	reorganization	
Summary:		
After review, it was determined t need of any amendments at this t	hat the current regulations governing continuime.	ing education are not in
	Person performing review:	Maxine Galloway
	Title:	Acting Executive Director

Chapter Codification: 10.57.05
Chapter Name: Code of Ethics
Authority: Health Occupations Article, §§1-212, 20-205, and 20-213, Annotated Code of Maryland
Date Originally Adopted or Last Amended: April 19, 2010
Purpose: The Code of Ethics describes the conduct required of certified individuals to ensure the safety and welfare of children and youth placed in the residential child care program.
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)
(1) Do the regulations continue to be necessary for the public interest? X Yes No
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.
N/A

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The review of this chapter was discussed in open Board meetings on April 13, 2018 and May 11, 2018 which were posted on the Board's website at: https://health.maryland.gov/crcep/Pages/Index.aspx
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

standards being applied or enfor	E(3), does the agency have any existing ced which should be promulgated as		
Administrative Procedure Act?	Yes X No		Ð
Has the agency promulgated all	regulations required by recent legisla	ation?	Yes X No
Provide explanations of the abo	ve responses, as needed:		
There has been no legislation	requiring amendments to this chapte	er of regu	llations.
D. Actions Needed. (State Govern (check all that apply)	nment Article, $\$10-135(a)(2)(ix) - (xi$ no action X	i), Annot	ated Code of Maryland)
	amendment		
	repeal		
	repeal and adopt new regulations		
	reorganization		
Summary:			
After review, no regulations cha	nges are needed at this time.		
	Person performing r	review:	Maxine Galloway
		Title:	Acting Executive Director

Chapter Codification: 10.57.06				
Chapter Name: Hearing Procedures				
	Authority: Health Occupations Article, §\$20-205 and 20-314; State Government Article, \$10-206; Annotated Code of Maryland			
Date Originally Ad	opted or Last Amended: April 19, 2010			
	egulations govern all formal hearings before the Board for Certification of Residential are Program Professionals.			
A. Review Criteri 01.01.3002.20E)	ia. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR			
(1) Do the regu	lations continue to be necessary for the public interest? X Yes No			
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
	skeholders invited to review the regulations and provide a summary of their participation in the review process.			
N/A				
	ner affected agencies that were invited to review the regulations and provide a summary of pation in and input into the review process.			
N/A				

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The review of this chapter was discussed in open Board meetings on April 13, 2018 and May 11, 2018 which were posted on the Board's website at: https://health.maryland.gov/crccp/Pages/Index.aspx
` ′	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

stanc	er COMAR 01.01.2003.20E dards being applied or enfor- dinistrative Procedure Act?		be promulgated as regulat	y statements, guidelines, or ions, in accordance with the
Has	the agency promulgated all	regulations require	ed by recent legislation?	Yes X No
Prov	ide explanations of the abov	e responses, as no	eeded:	
T	here has been no legislation	requiring amendn	nents to this chapter of reg	ulations.
	N			
	ons Needed. (State Govern heck all that apply)	ment Article, §10-	-135(a)(2)(ix) – (xi), Anno	stated Code of Maryland)
		amendment		
		repeal		
		repeal and adopt	new regulations	
		reorganization		*
Summar	ry:			
The I	Board rarely conducts hearing ime.	ngs. The current re	egulations are clear, so no	amendments are needed at
				~
		P	Person performing review:	Maxine Galloway
			Title:	Acting Executive Director

Chapter Codification:			10.57.08	
Chapter Name: Compelling Purpose Disclosure				
Authority:	General Provisions Article, §4-333; Health Occupations Article, §20-205; Annotated Code			
Date Origin	ally Ado	pted	or Last Amended: April 19, 2010	
	Purpose: Permits the Board to disclose investigative information to other agencies or other entities, or both, under certain circumstances. A custodian may disclose information in a certification or investigative file if the custodian determines that a compelling public purpose exists to warrant disclosure.			
A. Review 01.01.3002.		ı. (Sta	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1) Do t	he regula	ations	s continue to be necessary for the public interest? X Yes No	
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No				
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
N/	'A			
97				
(2) List thei	t any other r particip	er aff	rected agencies that were invited to review the regulations and provide a summary of in and input into the review process.	
N/	'A			

. •	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	The review of this chapter was discussed in open Board meetings on April 13, 2018 and May 11, 2018 which were posted on the Board's website at: https://health.maryland.gov/crccp/Pages/Index.aspx
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
ř	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy standards being applied or enforced which should be promulgated as regulating Administrative Procedure Act? Yes X No	y statements, guidelines, or ons, in accordance with the
Has the agency promulgated all regulations required by recent legislation?	Yes X No
Provide explanations of the above responses, as needed:	
There has been no legislation requiring amendments to this chapter of regu	ulations.
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Anno (check all that apply) no action X 	tated Code of Maryland)
amendment	
repeal	
repeal and adopt new regulations	
reorganization	
Summary:	
After review, it was determined that no changes are needed at this time.	
	ē
	130
Person performing review:	Maxine Galloway
Title:	Acting Executive Director

Chapter Codification: 10.57.09				
Chapter Name: Tax Compliance Regulations			ompliance Regulations	
Authority:	Authority: Health Occupations Article, §§1-213 and 20-205, Annotated Code of Maryland			
Date Origir	ally A	dopted	or Last Amended: April 19, 2010	
Purpose:		regulati State.	ions govern the Tax Compliance for certified Child Care Program Professionals	
A. Review 01.01.3002		e ria. (Sta	nte Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR	
(1) Do t	he reg	gulations	s continue to be necessary for the public interest? X Yes No	
(3) Are	(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No (3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No (4) Are the regulations effective in accomplishing their intended purpose? X Yes No			
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
(100)	3.70		ders invited to review the regulations and provide a summary of their participation in review process.	
N/	'Λ			
			ected agencies that were invited to review the regulations and provide a summary of in and input into the review process.	
N/	'A			

()	Describe the process used to solicit public comment, including: a) any notice published in the Maryland Register; b) any notice published in newspapers of general circulation; c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; d) any mailing by the adopting authority; and e) any public hearing held.
	The review of this chapter was discussed in open Board meetings on April 13, 2018 and May 11, 2018 which were posted on the Board's website at: https://health.maryland.gov/crccp/Pages/Index.aspx
(Provide summaries of: a) all comments received from stakeholders, affected units, or the public; and b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A
l	

C.		(3), does the agency have any existing policy ced which should be promulgated as regulation. Yes X No	
	Has the agency promulgated all	regulations required by recent legislation?	Yes X No
	Provide explanations of the above	re responses, as needed:	
	There has been no legislation	requiring amendments to this chapter of regul	lations.
D.	Actions Needed. (State Govern (check all that apply)	ment Article, §10-135(a)(2)(ix) – (xi), Annota no action X amendment	ated Code of Maryland)
		repeal	
		repeal and adopt new regulations	
		reorganization	200
Su	mmary:		
	After review, it has been determi	ned that regulations in this chapter are not in r	need of changes at this time.
_		Person performing review:	Maxine Galloway
		Title:	Acting Executive Director

REGULATIONS AFFECTED: COMAR 10.58.01, 10.58.03—10.58.06, 10.58.10 and 10.58.11

REGULATORY REVIEW AND EVALUTION ACT: WORKPLAN:	_ EVALUATION REPORTS: _X_
* * * * * * * * * * * * * * * * * * * *	* * * * * * * * *
SIGNATURE: & Blichon TITLE: Executive Director	
TITLE: Executive Director	
/ /	* * * * * * * * *
SIGNATURE: Cillian Keese	
TITLE: Legislation & Regulation Cond	lou ton
SIGNATURE: Legislation & Rogalation Chander DATE: 2/25/19	
* * * * * * * * * * * * * * * * * * *	
SIGNATURE:	
TITLE:	
DATE:	
* * * * * * * * * * * * * * * * * * *	* * * * * * * * *
SIGNATURE:	
TITLE:	
DATE:	
	* * * * * * * * *
SIGNATURE:	
TITLE:	
DATE:	
* * * * * * * * * * * * * * * * * * * *	* * * * * * * * *
SIGNATURE:	
TITLE:	
DATE:	

PAGE ____ OF __

7/17

Chapter Codification: 10.58.01			
Chapter Name: General Regulations			
Authority: Health Occupations Article, §§ 17-101, 17-205, 17-301, 17-304, 17-307, 17-308, and 17-509, Annotated Code of Maryland			
Date Originally Adopted or Last Amended: December 31, 2018			
Purpose: This chapter applies to professional counselors, marriage and family therapists, and alcohol and drug counselors in Maryland.			
A. Review Criteria. (State Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR 01.01.3002.20E)			
(1) Do the regulations continue to be necessary for the public interest? X Yes No			
(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No			
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No			
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No			
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)			
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
Professional associations such as the Licensed Clinical Professional Counselors of Maryland (LCPCM) and Metro Marriage and Family Therapists.			
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.			
N/A			

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Regulation .03 was promulgated and published in the <i>Maryland Register</i> for public comment on September 14, 2018. This proposal was also posted on the Board's website. Additionally, notification of public meetings to discuss this chapter were posted on the Board's website at: https://health.maryland.gov/bopc/Pages/index.aspx
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

¢

Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No					
Has the agency promulgated a	Il regulations required by recent legislation? X Yes No				
Provide explanations of the ab	ove responses, as needed:				
N/A					
D. Actions Needed. (State Gove (check all that apply)	rnment Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) no action X				
	amendment				
	repeal				
	repeal and adopt new regulations				
	reorganization				
Summary:					
After review, no changes are r	eeded at this time.				
	*				
	# ## ## ## ## ## ## ## ## ## ## ## ## #				
12					
Si S					
	Person performing review: Kimberly B. Link				
*6	Title: Executive Director				
	Direction of Direction				

Chapter Codification: 10.58.03						
Chapter Name:	Chapter Name: Code of Ethics					
Authority: He	alth Occ	cupations Article, §§ 1-212 and 17-205, Annotated Code of Maryland				
Date Originally A	Adopted	or Last Amended: October 1, 2001				
Purpose: This of Thera		applies to an individual licensed by the Board of Professional Counselors and				
A. Review Crite 01.01.3002.20E)	eria. (St	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR				
(1) Do the reg	(1) Do the regulations continue to be necessary for the public interest? X Yes No					
(2) Do the reg	(2) Do the regulations continue to be supported by statutory authority and judicial opinion? X Yes No					
		as obsolete or otherwise appropriate for amendment or repeal? Yes X No as effective in accomplishing their intended purpose? Yes No				
		rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)				
		ders invited to review the regulations and provide a summary of their participation in review process.				
N/A						
		Fected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.				
N/A						

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	N/A
` ′	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	N/A
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C.	C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No				
	Has the agency promulgated all	regulations required by recent legislation?	x Yes No		
	Provide explanations of the above	ve responses, as needed:			
	N/A				
		ā			
D.	Actions Needed. (State Govern (check all that apply)	ment Article, §10-135(a)(2)(ix) – (xi), Anno	tated Code of Maryland)		
		amendment	ā		
		repeal			
		repeal and adopt new regulations			
		reorganization			
Su	mmary:				
	After review, no changes are need	ded at this time.			
		IF			
-		Person performing review:	Kimberly B. Link		
		Title:	Executive Director		

Chapter Codification:		10.58.04		
Chapter Name: Hearing Procedures				
Authority: Health Occupations Article, §§ 17-205, 17-509, and 17-511; State Government Article, §§10-205, 10-206, 10-216, and 10-226(c)(2); Annotated Code of Maryland				
Date Orig	ginally A	Adopted	or Last Amended:	September 14, 2015
Purpose: This chapter applies to all formal hearings before the Board of Professional Counselors and Therapists.			hearings before the Board of Professional Counselors and	
(1) Do (2) Do (3) As (4) As	O2.20E) o the reg o the reg re the re	gulation: gulation: gulatior gulatior	s continue to be necessory s continue to be suppleted on otherway s effective in accom	cle, §10-132(1)(i), Annotated Code of Maryland; COMAR ssary for the public interest? Yes No norted by statutory authority and judicial opinion? Yes No sise appropriate for amendment or repeal? Yes No plishing their intended purpose? Yes No nent Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)
(1) L	 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
			ere advised and there	were no changes.
			ected agencies that value in and input into the	vere invited to review the regulations and provide a summary of e review process.
	N/A			

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Regulation .10 was promulgated and published in the <i>Maryland Register</i> for public comment on June 26, 2015. This proposal was also posted on the Board's website. Additionally, notification of public meetings to discuss this chapter were posted on the Board's website at: https://health.maryland.gov/bopc/Pages/index.aspx
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A
	T

C.	Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No				
	Has the agency promulgated all	regulations required by recent legislation?	x Yes No		
	Provide explanations of the above	ve responses, as needed:			
	N/A				
D.	Actions Needed. (State Govern (check all that apply)	ment Article, §10-135(a)(2)(ix) – (xi), Annota no action X	ated Code of Maryland)		
	amendment				
		repeal			
		repeal and adopt new regulations	ç		
		reorganization			
Sui	mmary:				
Γ	After review, no changes are nee	ded at this time.			
		*			
Ì					
	*				
L		Person performing review:	Kimberly B. Link		
		Title:	Executive Director		

Chapter Codification:		10.58.05		
Chapter Name: Continuing Education				
Authority: Health Occupations Article, §§ 17-205, Annotated Code of Maryland				
Date Originally	Adopted	or Last Amended: July 8, 2002		
Purpose: This chapter applies to all professional counselors and therapists who wish to renew or reinstate their licensure or certification in the State.				
A. Review Crit	eria. (St	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
01.01.3002.20E)				
(1) Do the re	gulation	s continue to be necessary for the public interest? X Yes No		
(2) Do the re	gulation	s continue to be supported by statutory authority and judicial opinion? Yes No		
(3) Are the r	egulation	s obsolete or otherwise appropriate for amendment or repeal? Yes X No		
(4) Are the re	egulatior	s effective in accomplishing their intended purpose? X Yes No		
B. Outreach ar	id Resea	rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)		
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
N/A				
les				
	(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.			
N/A				

Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation;			
(c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review;			
(d) any mailing by the adopting authority; and (e) any public hearing held.			
N/A			
Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.			
N/A			
Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.			
N/A			
Provide a summary of any relevant scientific data gathered.			
N/A			
Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.			
N/A			
Provide a summary of any other relevant information gathered.			
N/A			

C. Under COMAR 01.01.2003.20E(3), d standards being applied or enforced w Administrative Procedure Act?	oes the agency have any existing policy which should be promulgated as regulation. Yes X No		
Has the agency promulgated all regula	ations required by recent legislation?	x Yes No	
Provide explanations of the above res	ponses, as needed:		
N/A			
 D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) no action X 			
ame	endment		
repe	eal		
repe	eal and adopt new regulations		
reor	ganization		
Summary:			
After review, no changes are needed a	t this time.		
a a			
	Person performing review:	Kimberly B. Link	
	Title:	Executive Director	

Chapter Codification:		10.58.06		
Chapter Name: Licensure by Waiver				
	uthority: Health Occupations Article, §§17-101, 17-3A-01—17-3A-08, 17-3A-10, and 17-3A-11; Courts and Judicial Proceedings Article, §9-109.1(a) and (b); Annotated Code of Maryland			
Date Originally	Adopted	or Last Amended: October 18, 1999		
(1) Clinic 2) Clinic	r applies only to an applicant requesting licensure by waiver as a: al professional counselor; al marriage and family therapist; or al alcohol and drug counselor.		
A. Review Crit 01.01.3002.20E)		ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
(1) Do the re	gulation	s continue to be necessary for the public interest? Yes X No		
(2) Do the re	(2) Do the regulations continue to be supported by statutory authority and judicial opinion? Yes X N			
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? X Yes No				
(4) Are the regulations effective in accomplishing their intended purpose? Yes X No				
B. Outreach and Research. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland				
	 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 			
Stakeho	olders w	ere notified and there were no changes or comments.		
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.				
N/A				

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	This chapter is being repealed in a proposal currently being promulgated under a new chapter, COMAR 10.58.06. This was published in the <i>Maryland Register</i> for public comment on January 18, 2019 and was also posted on the Board's website. Additionally, notification of public meetings to discuss this chapter were posted on the Board's website at: https://health.maryland.gov/bopc/Pages/index.aspx
14 14	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
	The proposal is currently in the public comment period. No comments to date.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes No				
Has the agency promulgated all regulations required by recent legislation?	Yes X No			
Provide explanations of the above responses, as needed:				
This chapter is currently being repealed, as stated in the <i>Maryland Register</i> , printed January 18, 2019. This action is due to the statutory authority being repealed by Chapter 505, Acts of 2008.				
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) no action				
amendment				
repeal X				
repeal and adopt new regulations				
reorganization				
Summary:				
This chapter is no longer supported by statute and is in the process of repea				
*				
Person performing review	Kimberly B. Link			
Title				

Chapter Codification:		10.58.10		
Chapter Name: Compelling Public Disclosure				
Authority: General Provisions Article, §4-333; Health Occupations Article, §17-205; Annotated Code of Maryland				
Date Originally A	Adopted	or Last Amended: December 24, 2001		
Purpose: This chapter identifies certain licensee information that may be disclosed by the Board of Professional Counselors and Therapists under certain circumstances.				
A. Review Crite 01.01.3002.20E)	e ria. (St	ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
(1) Do the reg	gulation	s continue to be necessary for the public interest? X Yes No		
(2) Do the reg	gulation	s continue to be supported by statutory authority and judicial opinion? Yes No		
(3) Are the re	(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No			
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach an	d Resea	rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)		
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
N/A				
		ected agencies that were invited to review the regulations and provide a summary of a in and input into the review process.		
N/A				

	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.		
	N/A		
	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.		
	N/A		
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.		
	N/A		
(6)	Provide a summary of any relevant scientific data gathered.		
(0)	N/A		
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.		
	N/A		
(8)	Provide a summary of any other relevant information gathered.		
	N/A		

, or the
ā.
)
10

Chapter Codification:		10.58.11		
Chapter Name: Advanced Assessment Activities				
Authority: Ho	Authority: Health Occupations Article, §17-310, Annotated Code of Maryland			
Date Originally	Adopted	or Last Amended: December 31, 2018		
Purpose: This chapter establishes standards for engaging in advanced assessment activities using instruments that require specialized psychological training for administration and interpretation.				
A. Review Crit 01.01.3002.20E)		ate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
(1) Do the re	gulation	s continue to be necessary for the public interest? X Yes No		
(2) Do the re	gulation	s continue to be supported by statutory authority and judicial opinion? X Yes No		
(3) Are the regulations obsolete or otherwise appropriate for amendment or repeal? Yes X No				
(4) Are the regulations effective in accomplishing their intended purpose? X Yes No				
B. Outreach an	d Resea	rch. (State Government Article, §10-135(a)(2)(i)-(viii), Annotated Code of Maryland)		
 List any stakeholders invited to review the regulations and provide a summary of their participation in and input into the review process. 				
		ociations such as the Licensed Clinical Professional Counselors of Maryland Metro Marriage and Family Therapists.		
(2) List any other affected agencies that were invited to review the regulations and provide a summary of their participation in and input into the review process.				
N/A		•		

(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
	Regulation .03 was promulgated and published in the <i>Maryland Register</i> for public comment on September 14, 2018. This proposal was also posted on the Board's website. Additionally, notification of public meetings to discuss this chapter were posted on the Board's website at: https://health.maryland.gov/bope/Pages/index.aspx
(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
2	No comments were received.
(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
	N/A
(6)	Provide a summary of any relevant scientific data gathered.
	N/A
(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
	N/A
(8)	Provide a summary of any other relevant information gathered.
	N/A

C. Under COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or standards being applied or enforced which should be promulgated as regulations, in accordance with the Administrative Procedure Act? Yes X No					
Has the agency promulgated all re	egulations required by recent legislation?	x Yes No			
Provide explanations of the above	Provide explanations of the above responses, as needed:				
N/A					
D. Actions Needed. (State Government Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) (check all that apply) no action X					
	amendment repeal repeal and adopt new regulations				
	reorganization				
Summary:					
After review, no changes are need	ed at this time.				
		s.			
	Person performing review:	Kimberly B. Link			
	Title:	Executive Director			

Chapter Codification:		COMAR 10.59.01		
Chapter Name: Care		of Individuals Isolated or Quarantined Due to a Deadly Agent		
Authority: Health General Article, §§18-904—18-907, Annotated Code of Maryland; Ch. 1, Section 4, Acts of 2002				
Date Origin	ally Adopted	or Last Amended: The Chapter was originally adopted on June 19, 2006.		
	quarantined o	of this chapter is to establish standards for the care of individuals isolated or due to a deadly agent. The chapter includes standards for isolation and quarantine facility, an individual's home, and in a nonhealth care facility.		
01.01.3002.	.20E)	tate Government Article, §10-132(1)(i), Annotated Code of Maryland; COMAR		
(2) Do t	he regulation	as continue to be necessary for the public interest? X Yes No		
		ns effective in accomplishing their intended purpose? X Yes No arch. (State Government Article, §10-135(a)(2)(i)–(viii), Annotated Code of Maryland		
(1) List	any stakeho	Iders invited to review the regulations and provide a summary of their participation in e review process.		
	ne Maryland l mments were	Hospital Association was invited to review the chapter and provide feedback. No e received.		
(2) List	any other af	fected agencies that were invited to review the regulations and provide a summary of		

Local Health Departments, and Maryland Department of Health units: the Environmental Health Bureau, the Office of Health Care Quality, and the Office of Preparedness and Response were invited to comment on the regulations. No comments were received

their participation in and input into the review process.

	(3)	Describe the process used to solicit public comment, including: (a) any notice published in the Maryland Register; (b) any notice published in newspapers of general circulation; (c) any notice posted on the unit's website or on a Statewide website created for units to post notices of regulation review; (d) any mailing by the adopting authority; and (e) any public hearing held.
		The notice for public comment was posted in the Maryland Register on May 25, 2018. The notice for public comment was posted on the MDH website on May 16, 2018.
	(4)	Provide summaries of: (a) all comments received from stakeholders, affected units, or the public; and (b) the adopting authority's responses to those comments.
		No comments were received.
	(5)	Describe any interunit conflict reviewed and the resolution or proposed resolution of that conflict.
		There was no interunit conflict.
	(6)	Provide a summary of any relevant scientific data gathered.
		The unit reviewed the US Centers for Disease Control and Prevention (CDC) guidelines on infection control and recommendations from the Healthcare Infection Control Practice Advisory Committee (HICPAC). This chapter continues to be supported by the CDC and HICPAC recommendations.
	(7)	Provide a summary of any relevant information gathered related to the regulations of other states or the federal government.
		See #6 above.
	(8)	Provide a summary of any other relevant information gathered.
		No other relevant information was gathered.
C.	star	der COMAR 01.01.2003.20E(3), does the agency have any existing policy statements, guidelines, or indards being applied or enforced which should be promulgated as regulations, in accordance with the ministrative Procedure Act? Yes X No

Has the agency promulgated a	all regulations required by recent legislation? X Yes No
N/A	*
. Actions Needed. (State Government)	ernment Article, §10-135(a)(2)(ix) – (xi), Annotated Code of Maryland) X no action
	amendment
	repeal
	repeal and adopt new regulations reorganization
ımmary:	
regulations continue to be alig Experts within MDH and the l	ndividuals isolated or quarantined due to a deadly agent outlined in these ned with the CDC and HICPAC recommendations for infection control. Maryland Hospital Association also reviewed the chapter and had no as for changes. Therefore, the unit determined that this chapter does not
	Person performing review: David Blythe
	Title: Director, IDEORB